



Approved for use through 07/31/2006. OMB 0651-0031  
 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
 Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

IFW

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission	Attorney Docket Number	9351-217
--	------------------------	----------

### ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Receipt Postcard Copies of Foreign Patent Documents Letter to Commissioner of Patents
<b>Remarks</b>      		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm	Bereskin & Parr		
Signature			
Printed Name	Tony R. Orsi		
Date	June 9, 2005	Reg. No.	55,831

### CERTIFICATE OF TRANSMISSION/MAILING

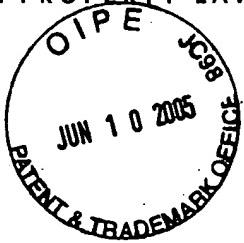
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature	
Typed or printed name	Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

# Bereskin & Parr

INTELLECTUAL PROPERTY LAW



June 9, 2005

Tony R. Orsi  
B.A.Sc., M.A.Sc. (Elec. Eng.)  
416 957 1603 [torsi@bereskinparr.com](mailto:torsi@bereskinparr.com)

Your Reference: 10/712,060  
Our Reference: 9351-217

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia  
U.S.A. 22313-1450

Dear Sir:

**Re: U.S. Patent Application Serial No. 10/712,060**  
**For: APPARATUS FOR AND METHOD OF FORMING SEALS IN FUEL CELLS**  
**AND FUEL STACKS**  
**Filing Date: November 14, 2003**  
**Applicant: FRANK, David et al.**

---

In accordance with 37 CFR 1.97 and 1.98, and in recognition of the duty of disclosure set forth in 37 CFR 1.56, applicant hereby submits a supplemental Information Disclosure Statement including (1) a listing of patents and other publications of which applicant is aware on form PTO-08a; and (2) a copy of each foreign listed item. All of the listed documents are in English.

This supplemental Information Disclosure Statement is filed prior to the issuance of the first Office Action.

The filing of this statement shall not be construed as an admission that the information cited in the attached statement is, or is considered to be, material to patentability (37 CFR 1.97(h)), nor as an admission that it constitutes prior art.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Tony Orsi".

---

Tony R. Orsi, Reg. No. 55,831  
/cec  
Encl.

Scotia Plaza, 40 King Street West, 40th Floor, Toronto, Ontario, Canada M5H 3Y2

Tel: 416.364.7311 Fax: 416.361.1398 [www.bereskinparr.com](http://www.bereskinparr.com)

**TORONTO MISSISSAUGA WATERLOO MONTREAL**

Substitute for Form 1449A (MPO)

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

1

of

1

**Complete if Known**

Application Number	10/712,060
Filing Date	November 14, 2003
First Named Inventor	FRANK, David G.
Art Unit	1746
Examiner Name	N/A

Attorney Docket Number

9351-217

**U.S. PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US- 5,176,966	01-05-1993	Epp et al.	
		US- 6,057,054	05-02-2000	Barton et al.	
		US- 6,086,643	07-11-2000	Clark et al.	
		US- 6,231,053 B1	05-15-2001	Wakamatsu	
		US- 6,338,492 B1	01-15-2002	Schilling et al.	
		US- 6,371,489 B1	04-16-2002	Combet et al.	
		US- 6,399,234 B2	06-04-2002	Bonk et al.	
		US- 6,436,568 B1	08-20-2002	Schilling et al.	
		US- 6,495,278 B1	12-17-2002	Schmid et al.	
		US- 6,596,427 B1	07-22-2003	Wozniczka et al.	
		US- 6,670,017 B2	12-30-2003	Huang et al.	
		US- 6,716,550 B1	04-06-2004	Kirby	
		US- 6,761,991 B2	07-13-2004	Frisch et al.	
		US- 2002/0068212 A1	06-06-2002	Osenar et al.	
		US- 2002/0117780 A1	08-29-2002	Inoue et al.	
		US- 2004/0258977 A1	12-23-2004	Frank et al.	
		US-			
		US-			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				
		EP 0 349 248 A2	01-03-1990	Southland Industries, Inc.		
		EP 1 156 546 A1	11-21-2001	Ballard Power Systems Inc.		
		WO02/17422 A2	02-28-2002	Dana Corporation		

Examiner Signature	Date Considered
--------------------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.